

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 1588 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE B.C.PATEL and

MR.JUSTICE C.K.BUCH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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MAHEBOOBHAI HUSAINBHAI KHALIFA

Versus

STATE OF GUJARAT

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Appearance:

MR BN RAVAL for Petitioner

PUBLIC PROSECUTOR for Respondent No. 1

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CORAM : MR.JUSTICE B.C.PATEL and

MR.JUSTICE C.K.BUCH

Date of decision: 24/12/97

ORAL JUDGEMENT (Per Patel, J.)

Trupti is produced before us by her father. She has in clear terms stated that she is not in wrongful confinement and she is willingly staying with her parents. She further states that her signatures were obtained by the petitioner on certain forms; there is no

question of conversion and no religious rites were performed. She has further stated that she is a Hindu and she is following all Hindu religious ceremonies. Even today, she has put on 'chandla' and bangles. At the request of learned advocate for the petitioner, the petitioner was called and even in the presence of the petitioner she has stated that she would like to reside with her father and she has no desire to reside with anyone else including the petitioner.

We are satisfied that Trupti is not in wrongful confinement, and she is at liberty to go wherever she likes.

This petition, therefore, need not be entertained any further and stands disposed of accordingly. Notice is discharged.

csm./ -----